

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS**

IN RE: TESTOSTERONE REPLACEMENT THERAPY PRODUCTS LIABILITY LITIGATION	MDL No. 2545
This Document Relates to All Cases	Master Docket Case No. 1:14-cv-01748  Honorable Matthew F. Kennelly

**JOINT STATUS REPORT  
FOR JANUARY 19, 2018 PRELIMINARY CASE MANAGEMENT CONFERENCE**

By Minute Order dated January 17, 2018, the Court directed counsel to file this joint report regarding the selection of cases pursuant to CMOs 75 and 87.

***I. CMO 75 – Mixed Use Cases***

Pursuant to CMO 75, Plaintiffs and Defendants were each to identify up to five cases that would serve as mixed-use bellwether discovery cases. Plaintiffs selected:

1. *Diffley, John*, 16-cv-11560 (plaintiff counsel is Padberg Corrigan & Appelbaum)
2. *Flex, Anthony*, 16-cv-01392 (plaintiff counsel is Simmons Hanly Conroy)
3. *Johnson, Ronald E.*, 16-cv-02406 (plaintiff counsel is Johnson Becker)
4. *Zydel, Walter*, 16-cv-03216 (plaintiff counsel is The Mulligan Law Firm)

Defendants selected:

1. *Anderson, Robert*, 15-cv-09999 (plaintiff counsel is Ball & Bonholtzer)
2. *Thompson, Randy L.*, 15-cv-09289 (plaintiff counsel is Burg Simpson)
3. *Turner, Franklin*, 15-cv-09684 (plaintiff counsel is Provost Umphrey)
4. *Parker, Michael*, 16-cv-02597 (plaintiff counsel is Cellino & Barnes)

Defendants originally selected *Terry Griffith*, 15-cv-03757 (Robinson Calcagnie). The day after the selection, however, Plaintiff's counsel advised Defendants that they would be dismissing the case and Defendants promptly selected a replacement. The *Griffith* case has been dismissed with prejudice.

***II. CMO 87 – Trial Group 1 Cases***

Pursuant to CMO 87, Plaintiffs and Defendants were each to select four AbbVie cases and 1 Auxilium case to serve as Trial Group 1. Plaintiffs selected:

AbbVie cases:

1. *Abraham, Gordon*, 15-cv-05009 (plaintiff counsel is Maher Law Firm)
2. *Harris, Edwin*, 14-cv-07963 (plaintiff counsel is Stueve Siegel)
3. *Papandrea, Dominick*, 14-cv-08948 (plaintiff counsel is Cohen & Malad)
4. *Natale, Edward*, 16-cv-05706 (plaintiff counsel is Bernstein Liebhard)

Auxilium case:

1. *Ralls, Ronald*, 15-cv-09642 (plaintiff counsel is Zoll & Kranz)

Defendants selected:

AbbVie cases:

1. *Bechtholdt, Dick*, 15-cv-09652 (plaintiff counsel is Goldberg & Osborne)
2. *Cook, Lewis*, 15-cv-09999 (plaintiff counsel is Kaiser Gornick)
3. *Kibat, George*, 15-cv-08820 (plaintiff counsel is Pogust Braslow & Millrood)
4. *Mathis, Billy*, 15-cv-08597 (plaintiff counsel is Kaiser Gornick)

Auxilium case:

1. *Holder, Bobby F.*, 15-cv-03231 (plaintiff counsel is Robins Cloud)

After the selection, on January 12, 2018, Plaintiff's counsel in *Cook* notified Defendants that they would be dismissing that case with prejudice. Due to the tight schedule for Trial Group 1 cases, Defendants would like an opportunity to discuss with the Court the appropriate procedure, if any, following a trial wave dismissal so that an adequate and evenly distributed number of cases continue to be prepared for trial.

Dated: January 18, 2018

Respectfully submitted,

/s/ Trent B. Miracle

Trent B. Miracle

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**CERTIFICATE OF SERVICE**

I hereby certify that on January 18, 2018, the foregoing document was filed via the Court's CM/ECF system, which will automatically serve and send email notification of such filing to all registered attorneys of record.

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